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Document Description: Request for Recalculation in view of Wyeth

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REQUEST FOR RECALCULATION OF PATENT TERM ADJUSTMENT IN VIEW OF WYFTH* Attorney Docket 061282-0168 Number Application Filing Date December 06, 2005 Number: 10/559 685 (or 371(b) or (f) Date); Patent Number: Issue Date: 7.643.462 January 05, 2010 First Named Kimiaki ANDO Inventor:

Title: SELECTIVE STORING ORDER METHOD IN CDMA RECEIVER

PATENTEE HEREBY REQUESTS RECALCULATION OF THE PATENT TERM ADJUSTMENT (PTA) UNDER 35 USC 154(b) INDICATED ON THE ABOVE-IDENTIFIED PATENT. THE PATENTEE'S SOLE BASIS FOR REQUESTING THE RECALCULATION IS THE USPTO'S PRE-WYETH INTERPRETATION OF 35 U.S.C. 154(b)(2)(A).

Note: This form is only for requesting a recalculation of PTA for patents issued before March 2, 2010, if the sole basis for requesting the recalculation is the USPTO's pre-Wyeth interpretation of 35 U.S.C. 154(b)(2)(A). See Instruction Sheet on page 2 for more information.

Patentees are reminded that to preserve the right to review in the United States District Court for the District of Columbia of the USPTO's patent term adjustment determination, a patentee must ensure that he or she also takes the steps required under 35 U.S.C. 154(b)(3) and (b)(4) and 37 CFR 1.705 in a timely manner.

*Wyeth v. Kappos, No. 2009=1120 (Fed. Cir., Jan. 7, 2010).

Signature	_{Date} May 17, 2010
Name (Print/Typed) Michael E. Føgarty	Registration Number 36,139

Note: Signatures of all the inventors of assignees of record of the entire interest or their representative(s) are required in accordance with 37 CFR 1.33 and 11.18. Please see \$UZCFR 1.4(d) for the form of the signature. If necessary, submit multiple forms for more than one signature, see below.

1 Total 1 of forms are submitted.

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The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 USS. 0.12 and 37 CFR 1.11 and 1.4.1 This collection is estimated to take 12 Yours to complete, including galariting, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chrief Intomation Officer, U.S. Peter and a Trademank Office. U.S. Department, or U